

Exhibit 1

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January 20, 2023

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Office of the Attorney General
Division of Appeals & Opinions
28 Liberty Street
New York, NY 10005

Re: Rule 5.1 Notice of Constitutional Question in *Eckhart v. Fox News Network, LLC*,
et al., Case No. 1:20-CV-5593 (S.D.N.Y.)

To Whom It May Concern:

Pursuant to Federal Rule of Civil Procedure 5.1(a)(2), we are writing to notify you that Ed Henry, a defendant in the above-referenced action, has filed a pleading that draws into question the constitutionality of the Adult Survivors Act, N.Y. C.P.L.R. § 214-j (the "ASA"). The specific constitutional question raised in the Thirteenth Affirmative Defense in Mr. Henry's Answer to Plaintiff's Fourth Amended Complaint is whether the ASA, on its face and as applied to the facts of the above-referenced action, is an unconstitutional violation of, including but not limited to, the Due Process Clause of the New York State Constitution, NY Const., art. I, § 6.

Enclosed are copies of the following:

1. Plaintiff Jennifer Eckhart's Fourth Amended Complaint;
2. Defendant Ed Henry's Answer to Plaintiff's Fourth Amended Complaint.

Sincerely,
/s/ Elkan Abramowitz
Elkan Abramowitz

cc: All Counsel of Record